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17 **UNITED STATES DISTRICT COURT**  
18  
19 **NORTHERN DISTRICT OF CALIFORNIA**  
20  
21 **SAN FRANCISCO DIVISION**

21 RICHARD KADREY, *et al.*,  
22 Individual and Representative Plaintiffs,  
23 v.  
24 META PLATFORMS, INC., a Delaware  
corporation;  
25 Defendant.

Case No. 3:23-cv-03417-VC-TSH

**DECLARATION OF KATHLEEN HARTNETT  
IN SUPPORT OF DEFENDANT META  
PLATFORMS, INC.'S OPPOSITION TO  
PLAINTIFFS' MOTION FOR LEAVE TO FILE  
THIRD AMENDED CONSOLIDATED  
COMPLAINT**

1 I, Kathleen Hartnett, declare:

2 1. I am a Partner at the law firm of Cooley LLP and counsel to Meta Platforms, Inc. in  
3 the above-referenced matter. I have personal knowledge of the facts contained in this Declaration  
4 and, if called as a witness, could competently testify to them under oath.

5 2. The Declaration of Joshua M. Stein ("Stein Declaration") attaches documents that  
6 Plaintiffs rely on in support of their Motion to Amend. Working with our discovery team, I  
7 confirmed when Meta produced various documents attached to the Stein Declaration. Exhibit 7 to  
8 the declaration of Joshua M. Stein ("Stein Declaration") is a document produced by Meta in this  
9 litigation beginning with Bates number Meta\_Kadrey\_00089791 and titled "[REDACTED]  
10 [REDACTED]." This document was produced by Meta on **August 15, 2024**.

11 3. Another version of the document titled "[REDACTED]  
12 [REDACTED]" was produced by Meta from another Meta source on **July 15, 2024**, beginning with Bates  
13 number Meta\_Kadrey\_00065244. A true and correct copy of this document is attached hereto as  
14 **Exhibit A**.

15 4. That document (Meta\_Kadrey\_00065244) was also marked as Exhibit 26 during the  
16 deposition of Todor Mihaylov (*see* Exhibit D, Tr. at 113:2–3), which Plaintiffs took on September  
17 19, 2024, and was referenced extensively during that deposition. A true and correct copy of the  
18 marked exhibit, as used in the Mihaylov deposition, is attached hereto as **Exhibit B**.

19 5. Attached hereto as **Exhibit C** is a true and correct copy of an excerpt of the transcript  
20 of the deposition of Todor Mihaylov, which took place on September 19, 2024.

21 6. Attached hereto as **Exhibit D** is a true and correct copy of an excerpt of the transcript  
22 of the deposition of Melanie Kambadur, which took place on September 17, 2024.

23 7. Separately, I am aware that the deposition of Eleanora Presani, which Plaintiffs took  
24 on September 26, 2024, extensively covered Meta's acquisition and use [REDACTED]  
25 [REDACTED]  
26 [REDACTED]

8. Exhibit 8 to the Stein Declaration is a document beginning with Bates number Meta\_Kadrey\_00048149, which Meta produced to Plaintiffs on July 15, 2024.

9. Attached hereto as **Exhibit E** is a true and correct copy of excerpts of the transcript of the deposition of Ahmad Al-Dahle, which took place on October 3, 2024.

10. On September 16, 2024, Meta produced a document beginning with Bates number Meta\_Kadrey\_00093346 entitled "[REDACTED]." This document contains the Meta employee comments Meta later produced in freestanding form, which Plaintiffs submitted as Exhibit 2 to the Stein Declaration. A true and correct copy of Meta\_Kadrey\_00093346 is attached hereto as **Exhibit F**.

11. Meta's September 16, 2024 production included a document entitled "Data Review: [REDACTED]" (beginning with Bates number Meta\_Kadrey 00093349), which includes a comment stating that [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]" (beginning with Bates number Meta\_Kadrey 00093383), which describes the removal of "[REDACTED]" True and correct copies of Meta\_Kadrey 00093349 and Meta\_Kadrey 00093383 are attached hereto as **Exhibit G** and **Exhibit H**, respectively.

12. Attached hereto as **Exhibit I** are true and correct copies of excerpts of Plaintiffs Snyder's, Woods's, and Klam's Amended and Second Amended Responses to Meta's Second Requests for Admissions. The responses and requests relevant to Meta's Opposition have been highlighted for ease of reference.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 11<sup>th</sup> day of December 2024 in Oakland, CA.

/s/ Kathleen Hartnett  
Kathleen Hartnett

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